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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/675,399	09/29/2000	Carl Bilicska	Bilicska 3-2	9208

7590

05/03/2004

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EXAMINER

MAHMOUDI, HASSAN

ART UNIT

PAPER NUMBER

2175

DATE MAILED: 05/03/2004

11

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/675,399

Applicant(s)

BILICSKA ET AL.

Examiner

Tony Mahmoudi

Art Unit

2175

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 15 April 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☒ A Notice of Appeal was filed on 15 April 2004. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ they raise the issue of new matter (see Note below);
(c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:


Claim(s) allowed: _____

Claim(s) objected to: _____

Claim(s) rejected: 1-14.

Claim(s) withdrawn from consideration: _____

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____


DOV POPOVICI
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TECHNOLOGY CENTER 2100

Continuation of 5. does NOT place the application in condition for allowance because:

The applicant's arguments presented in the After Final Request for Reconsideration, filed on 15-April-2004 have been fully considered but are not found persuasive, and the claim limitations of the "finally rejected" claims are still met by the Reed et al (U.S. Patent No. 5,862,325) and Palm (U.S. Publication No. 2001/0042107 A1) references.

In response to the applicants' note that "the Final Office Action is ambiguous in that it states that the claims have been rejected under 35 U.S.C § 103(a) and § 102(b)", the examiner notes, and regrets the typographical error of "102(b)" in paragraph 3 of the previous Office Action. Claims 1-14 were indeed rejected under 35 U.S.C § 103(a).

In response to the applicants' arguments that "there is no discussion or suggestion of the link being a trusted communication link, or discussion or suggestion of the link being established between an authenticated user and an authentication server, and no discussion or suggestion that the two way link allows an authenticated user to access a list of application servers associated with a client identifier, as in the claims of the present invention", the arguments have been fully considered but are not deemed persuasive, because Reed et al teaches an authentication server (see column 97, line 60 through column 98, line 1, and see figure 17) adapted to establish a two-way trusted communication link (see column 76, lines 34-44, and see column 81, lines 59-67) for access by an authenticated user to an application server associated with a client identifier (see column 97, line 63 through column 98, line 1; column 100, lines 52-57; and see column 107, lines 44-51), and the secondary reference, Palm, teaches a list of application servers (see column 6, claim 7), as detailed in the previous Office Action.